

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

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FRIENDLY CAPITAL PARTNERS, L.P., )  
a California Limited Partnership, )  
3:07-CV-00250-PMP-VPC

## ORDER

VS.

DENNIS MONTGOMERY, BRENDA MONTGOMERY, and the MONTGOMERY FAMILY TRUST, a California trust, et al.,

## Defendants.

DENNIS MONTGOMERY, BRENDA MONTGOMERY, and the MONTGOMERY FAMILY TRUST,

## Counterclaimants,

vs.

FRIENDLY CAPITAL PARTNERS, L.P.,  
a California Limited Partnership;  
WARREN TREPP, an individual,  
ETREPPID TECHNOLOGIES, LLC, a  
Nevada Limited Liability Company, et al.,

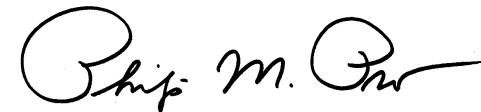
## Counterdefendants.

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1 IT IS ORDERED that Counterdefendant Warren Trepp's Motion to Dismiss  
2 Counterclaims or, in the Alternative, for a More Definite Statement (**Doc. #21**);  
3 Plaintiff/Counterdefendant's Friendly Capital Partners, L.P.'s Motion to Dismiss  
4 Counterclaims or, in the Alternative, for a More Definite Statement (**Doc. #23**);  
5 Counterdefendant's Etreppid Technologies, LLC's Motion to Dismiss Counterclaims  
6 or, in the Alternative, for a More Definite Statement (**Doc. #25**); Counterdefendants  
7 Friendly Capital Partners, L.P.'s, eTreppid Technologies, LLC's and Warren Trepp's  
8 Motion to Strike Portions of Counterclaim (**Doc. #27**); and Counterdefendant Douglas  
9 J. Frye's Motion to Dismiss Counterclaims or, in the Alternative, for a More Definite  
10 Statement (**Doc. #40**) are DENIED as moot.

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12 DATED: October 25, 2007.



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14 PHILIP M. PRO  
United States District Judge